

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

NATHAN LORING,)	Case No. C05-1599-JLR-JPD
)	
Petitioner,)	
)	
v.)	
)	ORDERING CONTINUING
ALICE PAYNE,)	STAY AND ABEYANCE
)	
Respondent.)	
)	
)	

Petitioner, an inmate at the McNeil Island Corrections Center in Steilacoom, Washington, has filed a *pro se* 28 U.S.C. § 2254 petition for writ of habeas corpus. Dkt. No. 4. By order dated May 15, 2006, the Court granted plaintiff's request for a stay of his petition and ordered that it be held in abeyance, enabling petitioner to make every effort to properly exhaust his claims. Dkt. No. 17. Because petitioner later failed to update the Court as to the status of his state court litigation by the designated date of August 18, 2006, the Court, on September 21, 2006, directed petitioner to show cause why his petition should not be dismissed. Dkt. No. 18. On October 2, 2006, this Court received timely notice from petitioner that his motion for discretionary review before the Washington Supreme Court, to which the State was required to answer by October 2, 2006, has yet to be ruled upon. After careful consideration of petitioner's Answer to Show Cause Order (Dkt. No. 19) and the balance of the record, the Court hereby

ORDERS:

ORDERING CONTINUING STAY AND ABEYANCE
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(2) The Court is directed to send a copy of this order to the parties and to the Honorable James L. Robart.

James P. Donohue
 JAMES P. DONOHUE
 United States Magistrate Judge